IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

Crl.Rev.Pet.No. 45 of 2000()

CMP.273/1999 of ENQUIRY COMMR. & SPL. JUDGE, THRISSUR

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REVN. PETITIONER: PETITIONER

K.M.KASSIM, SON OF MAMMUTTY
KOLANGARA VEETTIL, P.O.VENKITANGU
MEEHERPADY, CHAVAKKAD.

BY ADV. SRI.V.G.ARUN

RESPONDENTS: STATE

STATE OF KERALA, REPRESENTED BY the
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 15/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.45 of 2000

Dated this the 15th day of October, 2007

O R D E R

The revision petitioner who is the complainant in C.M.P.No. 273/99 has sought for setting aside the order of the court below dismissing the complaint at the threshold and even without taking the sworn statement of the complainant.

2. I find that the allegations are with respect to the offences under Sections 13(1)(d) and 13(2) of the P.C. Act and Sections 409, 415, 418, 423 and 464 of IPC. It is the grievance of the complainant/revision petitioner that the court below just dismissed the complaint without considering the matter at all. Counsel has also relied on the decision of this court in **Mohammed Kutty vs. Mohammed (2006(3) KLT 447)**. I find that the order of the court below is too concise. A speaking order is required. Hence, the order of the court below is set aside. The court below is directed to reconsider the matter and dispose of the same by a reasoned order. The order of the court

below is set aside. The matter will stand posted before the court below on 20.11.2007.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl